

MEETINGS TO DATE 12  
NO. OF REGULARS 11  
NO OF SPECIALS 1

LANCASTER, NEW YORK  
JUNE 7, 1982

A Regular Meeting of the Town Board of the Town of Lancaster, Erie County, New York, was held at the Town Hall at Lancaster, New York on the 7th day of June, 1982, at 8:00 P.M. and there were:

PRESENT: STANLEY JAY KEYSA, SUPERVISOR  
RONALD A. CZAPLA, COUNCILMAN  
ROBERT H. GIZA, COUNCILMAN  
LEONARD E. GRZYBOWSKI, COUNCILMAN  
DONALD E. KWAK, COUNCILMAN

ABSENT: NONE

ALSO PRESENT: ROBERT P. THILL, TOWN CLERK  
DOMINIC J. TERRANOVA, TOWN ATTORNEY  
RICHARD J. SHERWOOD, DEPUTY TOWN ATTORNEY  
ROBERT LABENSKI, TOWN ENGINEER  
THOMAS E. FOWLER, CHIEF OF POLICE  
ROBERT L. LANEY, BUILDING INSPECTOR

BID OPENINGS:

None

PUBLIC HEARING SCHEDULED FOR 8:00 P.M.:

At 8:00 P.M. the Town Board held a Public Hearing to hear all interested parties and citizens upon a proposed amendment to the Zoning Ordinance and Zoning Map of the Town of Lancaster, as petitioned by Michael Passucci.

Affidavits of Publication and Posting of a Notice of a Public Hearing were presented and ordered placed on file.

PUBLIC HEARING SCHEDULED FOR 8:00 P.M. CONT'D.:

The Town Clerk presented copies of letters which were mailed Certified Mail, Return Receipt Requested, to the Petitioner and Erie County Department of Planning notifying these individuals of the time and place of this Public Hearing.

The Town Clerk presented a Zoning Coordination Referral from the Erie County Department of Planning wherein the Department acknowledged receipt of a Notice of this Public Hearing and commented as follows: "No Recommendation!"

The Town Clerk presented a letter from the Town of Lancaster Planning Board to the Town Board recommending denial of the proposed rezone.

PROPONENTS:ADDRESS

NONE

OPPONENTS:ADDRESS

Thomas Sobczak

6 Nichter Road  
Lancaster, New York 14086

Mr. Sobczak presented a petition in opposition to the proposed rezone containing the signatures of twenty-one (21) area residents.

ON MOTION BY COUNCILMAN GRZYBOWSKI, AND SECONDED BY COUNCILMAN KWAK AND CARRIED, by unanimous voice vote, the Public Hearing was closed at 8:15 P.M.

The Supervisor informed those present that the Town Board would reserve decision on this matter until their next meeting scheduled for June 21st, 1982.

PUBLIC HEARING SCHEDULED FOR 8:15 P.M.:

At 8:15 P.M. the Town Board held a Public Hearing to hear all interested parties and citizens upon the proposed enactment of Local Law No. 2 of the Town of Lancaster entitled "Entertainment - Game Rooms - Licensing."

Affidavits of Publication and Posting of a Notice of a Public Hearing were presented and ordered placed on file.

PUBLIC HEARING SCHEDULED FOR 8:15 P.M. CONT'D.:PROPOSERS:

NONE

ADDRESSOPPOSERS:

NONE

ADDRESS

ON MOTION BY COUNCILMAN CZAPLA, AND SECONDED BY COUNCILMAN GIZA AND CARRIED, by unanimous voice vote, the Public Hearing was closed at 8:20 P.M.

The Town Board later in the meeting adopted a resolution hereinafter spread at length in these minutes adopting and enacting Local Law No. 2 of 1982.

OFFICIAL REPORTS:

None

COMMITTEE REPORTS:

Councilman Czapla, for the Tree Planting Committee, reported that approximately 80% of the trees planted last year in the Countryside Subdivision did not survive the winter.

His committee is investigating the cause.

Councilman Czapla presented a status report from Global Cable indicating the present status of the cabling for the Town of Lancaster, outside the villages.

The Town Clerk was directed to place this report on the next Town Board agenda.

Councilman Grzybowski, for the Solid Waste Committee, recommended that the Town take no action at present in joining the Northeast Communities Solid Waste Management Board until such time as the Town Board has an opportunity to renew the specific wording of the membership contract.

PRESENTATION OF PREFILED RESOLUTIONS:

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN CZAPLA , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
GIZA , TO WIT:

RESOLVED, that the minutes of the meeting of the Town Board held  
May 17, 1982, as presented by the Town Clerk, be and hereby are approved.

The question of the adoption of the foregoing resolution was duly  
put to a vote on roll call, which resulted as follows:

COUNCILMAN CZAPLA	VOTED YES
COUNCILMAN GIZA	VOTED YES
COUNCILMAN GRZYROWSKI	VOTED YES
COUNCILMAN KWAK	VOTED YES
SUPERVISOR KEYSA	VOTED YES

~~duly~~xxx  
The resolution was thereupon unanimously adopted.

June 7, 1982

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN KWAK , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
CZAPLA , TO WIT:

WHEREAS, the Municipal Home Rule Law of the State of New York and Chapter 26 of the Code of the Town of Lancaster provide for the adoption and enactment of Local Laws, and

WHEREAS, proposed Local Law No. 2 of the Year 1982, entitled "Entertainment - Game Rooms-Licensing" was introduced to the Town Board of the Town of Lancaster on May 17, 1982, by Councilman Kwak, and

WHEREAS, a Public Hearing was duly called and held pursuant to Law on June 7, 1982,

NOW, THEREFORE, BE IT

ENACTED, by the Town Board of the Town of Lancaster, as follows:

ENTERTAINMENT: GAME ROOMS - LICENSING

CHAPTER 17

ENTERTAINMENT: GAME ROOM - LICENSING

LOCAL LAW NO. 2

1982

A LOCAL LAW TO PROVIDE FOR THE LICENSING AND OPERATION  
OF GAME ROOMS OR AMUSEMENT ARCADES.

- 17.1 Legislative Intent
- 17.2 Definitions
- 17.3 License Required; Fees
- 17.4 Application for License; Persons Restricted
- 17.5 Locations
- 17.6 Review or Approval of Application
- 17.7 Operation of Game Rooms
- 17.8 Inspection of Premises
- 17.9 Expiration of Licenses; Renewals
- 17.10 Revocation of License
- 17.11 Penalties
- 17.12 Severability
- 17.13 Effective Date

BE IT ENACTED by the Town Board of the Town of Lancaster,  
as follows:

17.1 Legislative Intent.

This Local Law is adopted to provide for the orderly operation  
of facilities licensed hereunder and to protect and preserve the  
general health, safety, welfare and morals of the public.

17.2 Definitions.

AMUSEMENT ARCADE or GAME ROOM - A building or part thereof  
which contains four (4) or more amusement games.

AMUSEMENT GAME - Any mechanical, electrical or electronic device  
or game, including video games, used for or designed to be used  
for entertainment or as a game by the insertion of money, token,  
slug or other article or by paying money to have such device or  
game activated; but not including jukebox, bowling alleys,

rides, devices maintained within residences for use by occupants and their guests, or any device which is illegal to possess.

OWNER - A record owner, contract purchaser, lessee, assignee, bailee, receiver or trustee.

PERSON - One (1) or more individuals, a partnership, corporation, association, trust or firm and any trustee, assignee or receiver.

TOWN - The Town of Lancaster, excluding the Village of Depew and the Village of Lancaster.

PREMISES - Any public or quasi-public building or part thereof where the public may enter.

### 17.3 License Required; Fees.

#### A. License.

1. No person shall maintain or operate a game room in the Town of Lancaster unless it has first been licensed under this Local Law.
2. A license shall be effective for a one-year period from date of issuance and thereafter be renewable upon review by the Town Board of the Town of Lancaster.

#### B. Fees.

1. An application for a license shall be accompanied by a non-refundable fee of one hundred dollars (\$100.00).
2. The annual fee for a game room license shall be Five Hundred Dollars (\$500.00) plus Sixty Dollars (\$60.00) for each machine over four (4).
3. The fees fixed herein may be modified from time to time by resolution of the Town Board.

### 17.4 Application for License; Persons Restricted.

A. An application for a license shall be made to the Town Clerk of the Town of Lancaster on forms provided by him and shall include the following information:

1. Name and address of applicant; date of birth of applicant. If a corporation, the names and date of birth of corporate officers, directors or holders of 10% or more of stock;
2. Name and address of property owner; date of birth of property owner;
3. Name of operator, if different than above; date of birth of operator;
4. The number and type of devices proposed for the location.
5. A description of the size and location of the premises.

Article 23-A, no game room license shall be Page 314  
issued to or held by any person who has been  
convicted of a crime or by any corporation,  
partnership or association, a member, officer,  
director or holder of ten per cent (10%) or more  
of the stock of which has been convicted of any  
crime.

- B. All parties named in the application will be required to sign a notarized authorization to permit the Town of Lancaster Police Department to obtain any criminal record data at any police jurisdiction.
- C. Upon receipt of application for a license, the Town Clerk shall refer same to:
  - 1. Building Inspector - To determine whether the premises comply with all applicable laws, ordinances, rules and regulations. For that purpose, the Building Inspector, or his designee, shall have the right to enter upon and inspect the premises during normal town business hours.
  - 2. Chief of Police - To cause an investigation to be made of the background of the owner and operator of the game room.

17.5 Amusement Arcade and Game Room Locations.

- A. Premises may be licensed on the following highways in non-residential zones:
  - 1. Transit Road
  - 2. Broadway
  - 3. Genesee Street
- B. No amusement arcade or game room shall be located within 1,000 feet of any public or private school.
- C. Game rooms are not permitted within rooms or space licensed for on-premises consumption of alcoholic beverages or within connected rooms or appurtenant space where the game room is the principal business enterprise.

17.6 Review and Approval of Application.

- A. After the Town Clerk receives the report of the Building Inspector and Police Chief, he shall forward the application with said reports to the Town Board for its review and approval.
- B. In approving a license, the Town Board may establish conditions to promote and protect the general health, welfare, safety and morals of the Town and its residents.



issue a game room license upon payment of the license fee established in §3 (B)(2). The license shall state:

1. The number of amusement games permitted in the game rooms.
2. The maximum number of people permitted in the gameroom at any one time as determined by the municipal fire code regulating assembly in public places.
3. Any other conditions or restrictions.

17.7

Operation of Game Rooms.

- A. The owner and/or operator of any game room are charged with the duty and responsibility of complying with all provisions of law, ordinance, rule or regulation relating to the conduct of business and the use and maintenance of the premises.
- B. The owner and/or operator of any game room shall cause the game room license to be posted at all times in a conspicuous place within the premises.
- C. The owner and/or operator shall not permit a greater number of persons on the premises at any time than the number stated in the approved license.
- D. The owner and/or operator of any game room shall maintain good order on the premises at all times. The lack of good order shall include but shall not be limited to the following:
  1. fighting and rowdy behaviour;
  2. possession or consumption of alcoholic beverages on the premises, unless the premises is licensed for on-premises consumption;
  3. gambling;
  4. permitting the sale or use of marijuana or any controlled substance possession and/or sale of which is prohibited by the Penal Law of the State of New York.
- E. No person under the age of 13 shall be permitted in any game room at any time unless accompanied by a parent, legal guardian or other person over 21 years of age.
- F. No person 16 years of age or under may be permitted in a game room during regularly scheduled school hours.
- G. No person under 16 years of age may be permitted in a game room after 10:00 P.M., unless accompanied by and under the supervision of a parent, legal guardian or other person over 21 years of age.

allow it to be open or used unless it is under the control and supervision of a person at least eighteen (18) years of age, who shall ensure that it is operated in compliance with this law.

I. The owner and/or operator of a game room containing more than twenty-five (25) amusement games shall provide at least two (2) supervisory personnel, at least eighteen (18) years of age to ensure orderly operation of the game rooms.

J. The owner and/or operator of a game room shall not allow more amusement games than the number permitted in the license to be located therein at any time.

K. Any game room must provide on premises for separate rest room facilities for men and women.

L. The owner and/or operator of a game room shall not permit it to be open between the hours of 12:00 A.M. and 8:00 A.M.

17.8 Inspection of Premises.

A. The premises of all game rooms, and any other premises in the Town containing amusement games, when open for the transaction of business, shall be subject to inspection by any police officer or the Building Inspector or his designee or the Fire Inspector from the local fire protection company.

17.9 Expiration of Licenses; Renewals.

A. Game room licenses shall expire one (1) year from the date of issuance.

B. Applications for renewal of licenses shall be submitted at least thirty (30) days before the expiration of the existing license to the Town Clerk, who shall forward same to the Building Inspector and Chief of Police for review and comment and upon receipt of same the Town Clerk shall forward the renewal application and report of Police Chief and Building Inspector to the Town Board for review.

## 17.10 Revocation of License.

The Town Board may revoke a game room license for cause after a public hearing. That cause may include, but is not limited to, violations of the Local Law herein.

## 17.11 Penalties for Offenses.

A. Any person who violates any provision of this Article shall be guilty of an offense punishable by a fine of not exceeding Two Hundred Fifty Dollars (\$250.00) or imprisonment of fifteen (15) days or both.

B. Each day that a violation exists, occurs or continues shall constitute a separate offense.

## 17.12 Severability.

Should any section or provision of this Law be decided by any Court to be unconstitutional or invalid, such decision shall not affect the validity of the Law as a whole or any part thereof other than the part so decided to be unconstitutional or invalid.

## 17.13 Effective Date.

This Local Law shall take effect after filing and publication as required by law.

and

BE IT FURTHER

RESOLVED, that the Town Clerk of the Town of Lancaster shall:

1. Immediately post a copy of Local Law No. 2 of the Year 1982, on the Town Bulletin Board.

2. Within ten (10) days, publish a certified copy of the Local Law or abstract thereof describing the same in general terms in the Lancaster Enterprise, hereby declared the official newspaper for this publication, and

3. Maintain a file in the Town Clerk's Office on Local Law No. 2 of the Year 1982, with all proofs of publication and posting required for adoption and

4. File certified copies of the Local Law No. 2 of the Year 1982, within five (5) days of adoption, with:

- a) Town Clerk's Office;
- b) One (1) copy with office of State Comptroller, and
- c) Four (4) copies with office of Secretary of State.

This resolution shall take effect immediately and be the only post publication and filing required for adoption of Local Law No. 2 of the Year 1982.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN CZAPLA	VOTED YES
COUNCILMAN GIZA	VOTED YES
COUNCILMAN GRZYBOWSKI	VOTED YES
COUNCILMAN KWAK	VOTED YES
SUPERVISOR KEYSA	VOTED YES

The resolution was thereupon ~~unanimously~~ adopted.

June 7, 1982

LEGAL NOTICE  
NOTICE OF ADOPTION  
LOCAL LAW NO. 2 OF THE YEAR 1982  
TOWN OF LANCASTER

PLEASE TAKE NOTICE that there has been adopted by the Town Board of the Town of Lancaster, Erie County, New York, on June 7, 1982, Local Law No. 2 of the Year 1982, entitled: "Entertainment - Game Rooms - Licensing", briefly described as follows:

"A Local Law providing for the licensing and operation of game rooms or amusement arcades within the Town of Lancaster, where four (4) or more amusement games, as defined in the Local Law, are located within a building or part thereof."

June 7, 1982

STATE OF NEW YORK:                      COUNTY OF ERIE:                      TOWN OF LANCASTER:

This is to certify that I, ROBERT P. THILL, Town Clerk and Registrar of Vital Statistics of the Town of Lancaster in said County of Erie, have compared the foregoing copy of NOTICE OF ADOPTION OF LOCAL LAW NO. 2 OF THE YEAR 1982, with the original thereof filed in my office at Lancaster, New York on the 7th day of June, 1982, and that the same is a true and correct copy of said original, and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said Town this 7th day of June, 1982.

Robert P. Thill  
Town Clerk and Registrar of Vital Statistics

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN GIZA , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
KWAK , TO WIT:

Resolution of the Town Board of the Town of Lancaster, adopted June 7, 1982, providing for the leasing of a portion of the Town Hall, consisting of the Second Floor commonly known as "The Opera House", together with other areas of the Town Hall for exclusive use and joint use and access to the leased premises, particularly described in Exhibit "A" of said Lease, on file with the Town Clerk, from July 12, 1982 to June 30, 1987, with annual rental therefor to be ten percent (10%) of net profits from the operation of the "Opera House", payable annually by August 1st of each year.

WHEREAS, the LANCASTER NEW YORK OPERA HOUSE, INC. has been duly incorporated to, among other things, manage, administer, operate and oversee the facility commonly referred to as the OPERA HOUSE, located at 21 Central Avenue, Lancaster, New York, with its functions further described in its Certificate of Incorporation, and

WHEREAS, the OPERA HOUSE, INC. has raised, appropriated and furnished funds from public contributions in excess of Fifty Thousand Dollars (\$50,000.00) for the renovation, acquisition of personal property and design services jointly with the Town of Lancaster for the restoration, improvement and furnishings necessary to the full operation of the facility referred to as the OPERA HOUSE, located in the Town Hall, as aforesaid, and

WHEREAS, the Town Board of the Town of Lancaster deems it in the public interest to lease the facility known as the OPERA HOUSE, to OPERA HOUSE, INC., in order to make said facility as widely available to the residents of the Town of Lancaster as possible, and

WHEREAS, a Lease for the period from July 12, 1982 to June 30, 1987 has been negotiated by and between the Town of Lancaster and the Lancaster New York Opera House, Inc., which Lease is on file with the Town Clerk of the Town of Lancaster.

NOW, THEREFORE, BE IT

RESOLVED, as follows:

1. That the Supervisor be and hereby is authorized and directed to execute a Lease with Lancaster New York Opera House, Inc., for a portion of the Town Hall, consisting of the Second Floor, commonly known as the "OPERA HOUSE", together with other areas of the Town Hall, for exclusive use and joint use and access to the leased premises, particularly described in Exhibit "A" of said Lease:

2. That this resolution shall take effect thirty days after its adoption, unless within thirty days, a petition shall be filed in accordance with Section 64(2) of the Town Law of the State of New York, against the resolution and requesting it to be submitted to the electors for their approval or disapproval, and

3. That this resolution shall be published in the Lancaster Enterprise & Journal and posted according to law.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN CZAPLA	VOTED	YES
COUNCILMAN GIZA	VOTED	YES
COUNCILMAN GRZYBOWSKI	VOTED	YES
COUNCILMAN KWAK	VOTED	YES
SUPERVISOR KEYSA	VOTED	YES

~~clerk~~xx

The resolution was thereupon unanimously adopted.

June 7, 1982

LEGAL NOTICE  
NOTICE OF ADOPTION  
OF RESOLUTION  
SUBJECT TO  
PERMISSIVE REFERENDUM

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN GIZA , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
KWAK , TO WIT:

Resolution of the Town Board of the Town of Lancaster, adopted June 7, 1982, providing for the leasing of a portion of the Town Hall, consisting of the Second Floor commonly known as "The Opera House", together with other areas of the Town Hall for exclusive use and joint use and access to the leased premises, particularly described in Exhibit "A" of said Lease, on file with the Town Clerk, from July 12, 1982 to June 30, 1987, with annual rental therefor to be ten percent (10%) of net profits from the operation of the "Opera House", payable annually by August 1st of each year.

WHEREAS, the LANCASTER NEW YORK OPERA HOUSE, INC. has been duly incorporated to, among other things, manage, administer, operate and oversee the facility commonly referred to as the OPERA HOUSE, located at 21 Central Avenue, Lancaster, New York, with its functions further described in its Certificate of Incorporation, and

WHEREAS, the OPERA HOUSE, INC. has raised, appropriated and furnished funds from public contributions in excess of Fifty Thousand Dollars (\$50,000.00) for the renovation, acquisition of personal property and design services jointly with the Town of Lancaster for the restoration, improvement and furnishings necessary to the full operation of the facility referred to as the OPERA HOUSE, located in the Town Hall, as aforesaid, and

WHEREAS, the Town Board of the Town of Lancaster deems it in the public interest to lease the facility known as the OPERA HOUSE, to OPERA HOUSE, INC., in order to make said facility as widely available to the residents of the Town of Lancaster as possible, and

WHEREAS, a Lease for the period from July 12, 1982 to June 30, 1987 has been negotiated by and between the Town of Lancaster and the Lancaster New York Opera House, Inc., which Lease is on file with the Town Clerk of the Town of Lancaster,



NOW, THEREFORE, BE IT

RESOLVED, as follows:

1. That the Supervisor be and hereby is authorized and directed to execute a Lease with Lancaster New York Opera House, Inc., for a portion of the Town Hall, consisting of the Second Floor, commonly known as the "OPERA HOUSE", together with other areas of the Town Hall, for exclusive use and joint use and access to the leased premises, particularly described in Exhibit "A" of said Lease:

2. That this resolution shall take effect thirty days after its adoption, unless within thirty days, a petition shall be filed in accordance with Section 64(2) of the Town Law of the State of New York, against the resolution and requesting it to be submitted to the electors for their approval or disapproval, and

3. That this resolution shall be published in the Lancaster Enterprise & Journal and posted according to law.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN CZAPLA	VOTED YES
COUNCILMAN GIZA	VOTED YES
COUNCILMAN GRZYBOWSKI	VOTED YES
COUNCILMAN KWAK	VOTED YES
SUPERVISOR KEYSA	VOTED YES

~~xxxxx~~  
The resolution was thereupon unanimously adopted.

June 7, 1982

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN KWAK , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
GIZA , TO WIT:

WHEREAS, EDWARD C. ANDRZEJEWSKI, 6380 Broadway , Lancaster, New York, the contract vendee of a parcel of land at 6380 Broadway, Town of Lancaster, which is the northeast corner of the intersection of Broadway and Ransom Road, has made application for a Special Use Permit for a used car lot in a C2-General Commercial District for that parcel, as provided for in Section 50-45 (A)(2)(a) of the Code of the Town of Lancaster, and

WHEREAS, this application has been referred to the Planning Board of the Town of Lancaster for its recommendation and report,

NOW, THEREFORE, BE IT

RESOLVED, that pursuant to Sections 50-122 and 50-123 of the Code of the Town of Lancaster, a public hearing on proposed Special Use Permit will be held at the Town Hall, 21 Central Avenue, Lancaster, New York, on the 21st day of June, 1982, at 8:00 o'clock P.M., Local Time, and that Notice of the time and place of such hearing be published in the Lancaster Enterprise a newspaper of general circulation in said Town, and be posted on the Town Bulletin Board, and that a copy of such Notice of Hearing be referred to the Erie County Department of Planning, pursuant to Section 239 (m) of the General Municipal Law, which Notice shall be in form attached hereto and made a part hereof.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN CZAPLA	VOTED YES
COUNCILMAN GIZA	VOTED YES
COUNCILMAN GRZYBOWSKI	VOTED YES
COUNCILMAN KWAK	VOTED YES
SUPERVISOR KEYSA	VOTED YES

~~duxx~~

The resolution was thereupon unanimously adopted.

June 7, 1982

LEGAL NOTICE  
PUBLIC HEARING  
TOWN OF LANCASTER

LEGAL NOTICE IS HEREBY GIVEN that pursuant to the authority set forth in Sections 50-122 and 50-123 of the Code of the Town of Lancaster and the Town Law of the State of New York, and pursuant to a resolution of the Town Board of the Town of Lancaster, adopted on the 7th day of June, 1982, the said Town Board will hold a Public Hearing on the 21st day of June, 1982, at 8:00 o'clock P.M., Local Time, at the Town Hall, 21 Central Avenue, Lancaster, New York, to hear all interested persons upon the application for a Special Use Permit for a used car lot, upon the following described real property, locally known as No. 6380 Broadway in the Town of Lancaster:

ALL THAT TRACT OR PARCEL OF LAND situate in the Town of Lancaster, County of Erie and State of New York, and further known as Part of Lot No. 5, Section 1, Township 11, Range 6 of the Holland Land Company's Survey, bounded and described as follows:

BEGINNING at an iron pin standing at the point of intersection of the center line of Ransom Road or the easterly line of Lot No. 7 and the westerly line of said Lot No. 5 with the center line of Cayuga Creek Road, now known as Broadway;

THENCE northerly along the center line of Ransom Road, 435.6 feet to a point;

THENCE easterly parallel with the Cayuga Creek Road, also known as Broadway, 195.12 feet to a point;

THENCE southerly parallel with the west line of said lot No. 5, 435.6 feet to the center line of said Cayuga Creek Road, also known as Broadway;

THENCE westerly along said center line of the Cayuga Creek Road, also known as Broadway, 195.12 feet to the place of beginning.

Full opportunity to be heard will be given to any and all citizens and all parties in interest.

TOWN BOARD OF THE  
TOWN OF LANCASTER

BY: ROBERT P. THILL  
Town Clerk

June 7, 1982

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN CZAPLA . WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
KWAK , TO WIT:

WHEREAS, Article 3-A of the Town Law of the State of New York sets forth the criteria and mechanics of achieving "Suburban Town" status, and

WHEREAS, the Town of Lancaster has encountered a situation involving the collection of speed violation fines pursuant to Sections 1662-a and 1803 of the Vehicle and Traffic Law of the State of New York, wherein suburban town status would result in the return from the state of speed violation fines in full, and

WHEREAS, the Town of Lancaster does qualify under the criteria for Suburban Town status outlined in Article 3-A of the Town Law, and

WHEREAS, to be certified for said "Suburban Town" status, the Town of Lancaster must adopt a resolution by July 1st preceding the January 1st on which the Town would be so certified, which resolution is then subject to Referendum on Petition, and

WHEREAS, the Town Board of the Town of Lancaster believes it to be in the interest of the Town of Lancaster to insure return of as much of the fine monies collected by the Town of Lancaster Justice Court for speed violations as is provided under the law, and

WHEREAS, certification as "Suburban Town" would not alter in substance the function of town government or duties and responsibilities of town officials and employees, and

WHEREAS, the adoption of such a resolution is subject to a public hearing with notice prior to adoption, pursuant to Section 50-A of the Town Law,

NOW. THEREFORE, BE IT

RESOLVED, that pursuant to Section 50-A of the Town Law of the State of New York, a public hearing on Suburban Town Status will be held at the Town Hall, 21 Central Avenue, Lancaster, New York, on the 21st day of June, 1982, at 8:15 o'clock P.M., Local Time, and that Notice of the time and place of such hearing be published in the Lancaster Enterprise & Journal, a newspaper of general circulation in said Town, and be posted on the Town Bulletin Board, which Notice shall be in form attached hereto and made a part hereof.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN CZAPLA	VOTED YES
COUNCILMAN GIZA	VOTED YES
COUNCILMAN GRZYBOWSKI	VOTED YES
COUNCILMAN KWAK	VOTED YES
SUPERVISOR KEYSA	VOTED YES

~~dukyx~~  
The resolution was thereupon unanimously adopted.

June 7, 1982

LEGAL NOTICE  
PUBLIC HEARING  
TOWN OF LANCASTER

LEGAL NOTICE IS HEREBY GIVEN that pursuant to the authority set forth in Section 50-A of the Town Law of the State of New York, and pursuant to a resolution of the Town Board of the Town of Lancaster, adopted on the 7th day of June, 1982, the said Town Board will hold a Public Hearing on the 21st day of June, 1982, at 8:15 o'clock P.M., Local Time, at the Town Hall 21 Central Avenue, Lancaster, New York, to hear all interested persons upon the proposed adoption of Suburban Town Status.

Full opportunity to be heard will be given to any and all citizens and all parties in interest.

The adoption of the resolution for Suburban Town Status is subject to permissive referendum.

TOWN BOARD OF THE  
TOWN OF LANCASTER

BY: ROBERT P. THILL  
Town Clerk

June 7, 1982

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN KWAK , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
GRZYBOWSKI , TO WIT:

WHEREAS, it has been requested that the following individuals be  
authorized to attend meetings which would be beneficial to the administration  
of their respective duties, and

WHEREAS, it is deemed in the public interest that such  
authorization be granted,

NOW, THEREFORE, BE IT

RESOLVED, that the following individuals be and are hereby  
authorized to attend the following meetings:

Thomas E. Fowler, Police Chief - Annual New York State  
Association of Chiefs of Police, Colonie, New York,  
July 18-22, 1982, with reimbursement for actual and  
necessary expenses not to exceed \$375.00, including  
mileage.

Virgil J. Paul, Highway Superintendent - Annual New  
York State Association of Superintendents of Highways  
School, Ithaca, New York, June 7-9, 1982, with  
reimbursement for actual and necessary expenses not  
to exceed \$220.00.

Thomas E. Kunz, Real Property Appraiser - Institute of  
Assessing Officers Cornell Seminar, Ithaca, New York,  
August 1-9, 1982, with reimbursement for actual and  
necessary expenses not to exceed \$375.00, including  
mileage.

The question of the adoption of the foregoing resolution was duly  
put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA	VOTED YES
COUNCILMAN GIZA	VOTED YES
COUNCILMAN GRZYBOWSKI	VOTED YES
COUNCILMAN KWAK	VOTED YES
SUPERVISOR KEYSA	VOTED YES

~~duyxx~~

The resolution was thereupon unanimously adopted.

June 7, 1982

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN CZAPLA , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
GRZYBOWSKI , TO WIT:

WHEREAS, the services of the Election Inspectors of the Town of  
Lancaster will be needed for conducting the election process of the Town of  
Lancaster during the year 1982,

NOW, THEREFORE, BE IT

RESOLVED, that during the year 1982, the Election Inspectors of  
the Town of Lancaster be paid as follows:

General Primary Day (Polls open 15 hours)	\$53.60
Registration Days (for each hour polls open)	\$ 3.35 an hour
Election or Referendum Days (Polls open 15 hours)	\$53.60
For Attending Election Inspectors' School (for each school attended)	\$10.00

and,

BE IT FURTHER

RESOLVED, that the Chairman of the Inspectors at each Polling Place  
be paid an additional fifteen (\$15.00) dollars for each Primary Day and  
General Election or Referendum Day.

The question of the adoption of the foregoing resolution was duly  
put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA	VOTED YES
COUNCILMAN GIZA	VOTED YES
COUNCILMAN GRZYBOWSKI	VOTED YES
COUNCILMAN KWAK	VOTED YES
SUPERVISOR KEYSA	VOTED YES

~~xxxx~~

The resolution was thereupon unanimously adopted.

June 7, 1982



THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN KWAK , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
GIZA , TO WIT:

WHEREAS, DIANE L. AUGUSTINE, was heretofore appointed on  
February 23, 1981, to the position of Supervising Tax Clerk in the Office of  
the Assessor of the Town of Lancaster, on a provisional basis, pending a  
Civil Service Examination, and

WHEREAS, the Personnel Officer of the County of Erie, by  
notification dated May 11, 1982, has informed the Supervisor that DIANE L.  
AUGUSTINE has qualified for permanent appointment to the position of  
Supervising Tax Clerk, and

WHEREAS, the Assessor of the Town of Lancaster, by letter dated  
May 18, 1982, has requested the Town Board to grant to DIANE L. AUGUSTINE  
a permanent appointment to the position of Supervising Tax Clerk in the Office  
of the Assessor,

NOW, THEREFORE, BE IT

RESOLVED, that DIANE L. AUGUSTINE be and is hereby appointed to  
the permanent position of Supervising Tax Clerk in the Office of the Assessor  
of the Town of Lancaster, said appointment to be effective on June 8, 1982  
at a salary as set forth in the Schedule of Salaries of the Town of Lancaster  
for the year 1982, and

BE IT FURTHER

RESOLVED, that the Town Clerk be and is hereby directed to forward  
a certified copy of this resolution to the Office of the Supervisor for  
submission to the Erie County Personnel Department.

The question of the adoption of the foregoing resolution was duly  
put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA	VOTED YES	COUNCILMAN KWAK	VOTED YES
COUNCILMAN GIZA	VOTED YES	SUPERVISOR KEYS	VOTED YES
COUNCILMAN GRZYBOWSKI	VOTED YES		

~~xxxx~~

The resolution was thereupon unanimously adopted.

June 7, 1982

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN CZAPLA , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
GIZA , TO WIT:

WHEREAS, from time to time it may be necessary for the Town of  
Lancaster to take certain personnel action under Section 75 of the Civil  
Service Law relating to disciplinary proceedings, and

WHEREAS, existing labor agreements provide for certain responsibilities  
on the part of both labor and management, with regard to such proceedings, and

WHEREAS, such activity can be expeditiously handled by the appoint-  
ment of a Hearing Officer to hear, determine and report all facts relating to  
such personnel actions,

NOW, THEREFORE, BE IT

RESOLVED, that upon the recommendation of the Town Attorney, that  
WILLIAM L. HOLCOMB, a qualified Hearing Officer, be and hereby is appointed  
Hearing Officer to hear, determine and report all personnel matters instituted  
under Section 75 of the Civil Service Law, to be compensated at filed hearing  
officer's fee.

The question of the adoption of the foregoing resolution was duly  
put to a vote on roll call, which resulted as follows:

COUNCILMAN CZAPLA	VOTED YES
COUNCILMAN GIZA	VOTED YES
COUNCILMAN GRZYBOWSKI	VOTED YES
COUNCILMAN KWAK	VOTED YES
SUPERVISOR KEYSA	VOTED YES

~~duky~~  
The resolution was thereupon unanimously adopted.

June 7, 1982

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN KWAK , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
GRZYBOWSKI , TO WIT:

WHEREAS, the Executive Director of the Youth Bureau of the Town of Lancaster, by letter dated June 2, 1982, has recommended that John Trojanowsky, Youth Counselor, be authorized to attend a Professional Development Workshop, to be held at St. Bonaventure, Olean, New York on June 23rd and 24th, 1982,

NOW, THEREFORE, BE IT

RESOLVED that John Trojanowsky, be and is hereby authorized to attend the aforementioned workshop, and

BE IT FURTHER

RESOLVED, that expense reimbursement be and is hereby authorized in an amount not to exceed \$61.00, plus mileage, Thruway tolls, and parking.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA	VOTED YES
COUNCILMAN GIZA	VOTED YES
COUNCILMAN GRZYBOWSKI	VOTED YES
COUNCILMAN KWAK	VOTED YES
SUPERVISOR KEYSA	VOTED YES

~~dux~~hyx

The resolution was thereupon unanimously adopted

June 7, 1982

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN KWAK , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
CZAPLA , TO WIT:

WHEREAS, the Town Board of the Town of Lancaster has heretofore retained the services of WILLIAM L. HOLCOMB, in negotiations with its employee organizations and as consultant in all labor relations matters, and

WHEREAS, the said WILLIAM L. HOLCOMB, as Labor Relations Consultant and Negotiator, has tendered a proposed agreement by letter, dated May 10, 1982, and filed with the Town Clerk, setting forth the scope of said services, which Agreement has been approved and recommended by the Town Attorney,

NOW, THEREFORE, BE IT

RESOLVED, as follows:

1. That the Town Board of the Town of Lancaster hereby authorizes and directs the Supervisor to execute the Agreement filed with the Town Clerk, by and between WILLIAM L. HOLCOMB, as Labor Relations Consultant and Negotiator for the period of July 1, 1982 to June 30, 1984, upon the terms and conditions as set forth in said Agreement, and

2. That sufficient funds, in payment thereof, be drawn by the Supervisor from Account No. 1430.4 - Personnel, Contractual Expenses, of the General Fund Budget for the year 1982.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN CZAPLA	VOTED YES
COUNCILMAN GIZA	VOTED YES
COUNCILMAN GRZYBOWSKI	VOTED YES
COUNCILMAN KWAK	VOTED YES
SUPERVISOR KEYSA	VOTED YES

The resolution was thereupon <sup>duly</sup> unanimously adopted.

June 7, 1982

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN KWAK , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
GIZA , TO WIT:

WHEREAS, the Town Line Volunteer Fire Department, Inc., by letter dated May 15, 1982, has requested the confirmation of three (3) new members duly elected to the membership of the Town Line Volunteer Fire Department, Inc.,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby confirms the additions to the membership of the following individuals in the Town Line Volunteer Fire Department, Inc.:

Brett Lesser  
788 Town Line Road  
Lancaster, New York

Douglas Eason  
Kieffer Road  
Alden, New York

Gregg Flury  
280 Westwood Road  
Lancaster, New York

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA	VOTED YES
COUNCILMAN GIZA	VOTED YES
COUNCILMAN GRZYBOWSKI	VOTED YES
COUNCILMAN KWAK	VOTED YES
SUPERVISOR KEYSA	VOTED YES

~~and~~  
The resolution was thereupon unanimously adopted.

June 7, 1982

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN KWAK , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
GRZYBOWSKI , TO WIT:

WHEREAS, the Town of Lancaster Ambulance Board, by letter dated  
May 18, 1982, has recommended the appointment of certain individuals to  
the Town of Lancaster Volunteer Ambulance Corps and recommended the deletion  
of certain individuals from said Volunteer Ambulance Corps,

NOW, THEREFORE, BE IT

RESOLVED, that the following additions and deletions be made to the  
membership of the Town of Lancaster Ambulance Corps:

ADDITIONS

Michael E. Zimmer, Jr.  
53 School Street  
Lancaster, New York 14086  
  
Dawn Reitz  
57 Keicher Road  
Depew, New York 14043  
  
Andrew Bartnowak  
375 Aurora Street  
Lancaster, New York 14086

DELETIONS

Susan Cullinan  
Robert Murphy  
Franklin Tyz  
Kenneth Matynka  
Audrey Bryant  
Michael Moskal  
Margaret Thrasher  
Edward Reigh  
Agnes Donner

The question of the adoption of the foregoing resolution was duly  
put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA	VOTED YES
COUNCILMAN GIZA	VOTED YES
COUNCILMAN GRZYBOWSKI	VOTED YES
COUNCILMAN KWAK	VOTED YES
SUPERVISOR KEYSA	VOTED YES

~~88ky~~

The resolution was thereupon unanimously adopted.

June 7, 1982

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN KWAK , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
GRZYBOWSKI , TO WIT:

WHEREAS, the Twin District Volunteer Fire Company, Inc., by letter dated May 14, 1982, has requested confirmation of one (1) new member duly elected to the membership of the Twin District Volunteer Fire Company, Inc.,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby confirms the membership of the following individual in the Twin District Volunteer Fire Company, Inc.:

David Graczyk  
11 Giele Avenue  
Depew, New York 14043

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA	VOTED YES
COUNCILMAN GIZA	VOTED YES
COUNCILMAN GRZYBOWSKI	VOTED YES
COUNCILMAN KWAK	VOTED YES
SUPERVISOR KEYSA	VOTED YES

~~xxx~~  
The resolution was thereupon unanimously adopted.

June 7, 1982

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN GRZYBOWSKI , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
GIZA , TO WIT:

RESOLVED, that the following Audited Claims be and are hereby  
ordered paid from their respective accounts:

<u>ACCOUNT</u>	<u>ORDER NUMBER</u>	<u>TOTAL AMOUNT</u>
General Fund	No. 1922 to 2002 Incl.	\$320,483.84
Part Town Fund	No. 836 to 836 Incl.	\$ 4,750.00
Highway Fund	No. 1062 to 1092 Incl.	\$ 94,660.59
Special District Fund	No. 580 to 583 Incl.	\$ 39,298.75
Trust & Agency Fund	No. 573 to 577 Incl.	\$ 2,517.84
Federal Revenue Sharing Fund	No. 357 to 364 Incl.	\$ 5,392.69
Capital Fund	No. 607 to 618 Incl.	\$ 2,370.35
Community Development Fund	No. 1075 to 1077 Incl.	\$ 734.01

and,

BE IT FURTHER

RESOLVED, tht the claim of Wehle Electric for \$485.83, dated  
May 12, 1982 and the claim of Gordon's Home Center for \$22.58, dated May 17,  
1982, be and is hereby approved and the Supervisor be and is hereby ordered  
to submit this claim for payment from Community Development Project  
No. 435313, Senior Citizens Barrier Removal.

The question of the adoption of the foregoing resolution was duly  
put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA	VOTED YES
COUNCILMAN GIZA	VOTED YES
COUNCILMAN GRZYBOWSKI	VOTED YES
COUNCILMAN KWAK	VOTED YES
SUPERVISOR KEYSA	VOTED YES

~~duxx~~

The resolution was thereupon unanimously adopted.

June 7, 1982



THE FOLLOWING RESOLUTION WAS OFFERED  
 BY COUNCILMAN CZAPLA , WHO MOVED  
 ITS ADOPTION, SECONDED BY COUNCILMAN  
 KWAK , TO WIT:

RESOLVED, that the following Building Permit Applications be and  
 are hereby approved and the issuance of Building Permits be and are hereby  
 authorized:

<u>NO.</u>	<u>NAME</u>	<u>ADDRESS</u>	<u>STRUCTURE</u>
69	John Hauffman	29 Pheasant Run La.	EXT. FR. PATIO COVER
70	Thos. Luterek	16 Deerpath Dr.	ER. FR. PATIO COVER
71	Robert Szczesek	22 Nichter Rd.	ER. FR. STORAGE SHED
72	Thos. Hughes	426 Pavement Rd.	ER. POOL
73	Santo Martina	5243 Genesee St.	ER. STEEL STORAGE SHED
74	Joseph Boyt	15 Foxhunt Rd.	ER. FENCE
75	Ronald J. Climenhaga	119 William-Kidder Rd.	ER. FR. SIN. DWLG, PVT. GARAGE
76	Bruce Brenot	361 Iroquois Ave.	REPAIR FR. SIN. DWLG
77	Milton Pfister	5 Matthews Dr.	ER. FR. PVT. GARAGE
78	Nicholas Sperrazza	377 Central Ave.	DEM., ER. FR. PVT. GARAGE
79	Besroi Construction	5434 Genesee St.	EXT. CONCRETE BLK. STORAGE BLDG.
80	John Kin	807 Ransom Rd.	ER. FR. PV.T GARAGE, FENCE
81	Marrano Corp.	42 Heritage Dr.	ER. FR. BRK. VEN. SIN. DLWG PVT. GARAGE
82	Ferry Builders	154 Cemetery Rd.	ER. FR. STORAGE AND OFFICE BLDG.
83	Merle L. Demerly	25 Partridge Wk.	ER. FR. STORAGE BLDG.
84	Mark Tober	4807 William St.	ER. FENCE
85	Glamour Pools Inc.	500 Hall Rd.	ER. POOL
86	Glamour Pools Inc.	515 Erie St.	ER. POOL
87	Seventh Day Adventist Church	5580 Genesee St.	ER. FR. BRK. VEN. CHURCH

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA	VOTED YES
COUNCILMAN GIZA	VOTED YES
COUNCILMAN GRZYBOWSKI	VOTED YES
COUNCILMAN KWAK	VOTED YES
SUPERVISOR KEYSA	VOTED YES

~~and~~  
The resolution was thereupon unanimously adopted.

June 7, 1982

Councilman Czapla requested a suspension of the necessary rule for immediate consideration of the following resolution -  
SUSPENSION GRANTED.

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN CZAPLA , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
KWAK , TO WIT:

WHEREAS, a vacancy exists in the position of Police Clerk in the  
Town of Lancaster Police Department, and

WHEREAS, the Personnel Officer of the County of Erie has forwarded  
a certified list of eligibles for appointment to said position, and

WHEREAS, said list indicates that SHARON CHASSÉ, 11 Robert Drive,  
Apartment 115, Lancaster, New York is eligible for appointment to the position  
of Police Clerk, and the Chief of Police has recommended this appointment,

NOW, THEREFORE, BE IT

RESOLVED, that SHARON CHASSÉ be and is hereby appointed to the  
position of Police Clerk in the Town of Lancaster Police Department,  
effective June 8, 1982, at an annual salary of \$11,854.00, and

BE IT FURTHER

RESOLVED, that the Supervisor take the necessary action with the  
Personnel Officer of the County of Erie to accomplish the foregoing.

The question of the adoption of the foregoing resolution was duly  
put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA	VOTED YES
COUNCILMAN GIZA	VOTED YES
COUNCILMAN GRZYBOWSKI	VOTED YES
COUNCILMAN KWAK	VOTED YES
SUPERVISOR KEYSA	VOTED YES

~~duky~~

The resolution was thereupon unanimously adopted.

June 7, 1982

Councilman Giza requested a suspension of the necessary rule for immediate suspension of the following resolution -

SUSPENSION GRANTED.

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN GIZA , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
CZAPLA , TO WIT:

WHEREAS, the Supervisor of the Town of Lancaster has requested the creation of four (4) seasonal, part-time laborer positions in the Buildings and Grounds Maintenance Department of the Town of Lancaster, and

WHEREAS, the County Department of Personnel has approved the creation of said positions, by letter to the Supervisor dated June 3, 1982,

NOW, THEREFORE, BE IT

RESOLVED, as follows:

- 1) That the Town Board of the Town of Lancaster hereby creates four (4) positions of Laborer, part-time, seasonal in the Buildings and Grounds Maintenance Department of the Town of Lancaster, effective June 8, 1982, with duties as set forth in Form P0-17 filed with the Personnel Office of the County of Erie, which form is hereby incorporated by reference,
- 2) That the Supervisor of the Town of Lancaster, at his discretion and without further Town Board authorization, be and is hereby authorized to hire applicants to fill the aforesaid positions at a rate of \$4.00 per hour, said funds to be drawn from the unused funds of the Bond Account.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA	VOTED YES
COUNCILMAN GIZA	VOTED YES
COUNCILMAN GRZYBOWSKI	VOTED YES
COUNCILMAN KWAK	VOTED YES
SUPERVISOR KEYSA	VOTED YES

~~duxx~~

The resolution was thereupon unanimously adopted.

June 7, 1982

Councilman Giza requested a suspension of the necessary rule for immediate consideration of the following resolution -

SUSPENSION GRANTED.

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN GIZA , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
KWAK , TO WIT:

WHEREAS, The Town Board of the Town of Lancaster, on June 3, 1982, received bids for roofing reconstruction work on town-owned buildings, and

WHEREAS, Jameson Roofing Co., Inc. submitted a bid for reroofing the Recreation Building, Police and Court Building at 525 Pavement Road, designated as Project A, and also submitted a bid bond for said bid, and

WHEREAS, Jameson Roofing Co., Inc., by letter dated June 4, 1982, requests withdrawal of this bid and a release from their Performance Bond, due to a mathematical error by failing to include their labor cost,

NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor be and hereby is directed to release the bid bond of Jameson Roofing Co., Inc., and is further directed to honor request to have the bid of Jameson Roofing Co., Inc. withdrawn.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA	VOTED YES
COUNCILMAN GIZA	VOTED YES
COUNCILMAN GRZYBOWSKI	VOTED YES
COUNCILMAN KWAK	VOTED YES
SUPERVISOR KEYSA	VOTED YES

~~duxx~~

The resolution was thereupon unanimously adopted.

June 7, 1982

Councilman Giza requested a suspension of the necessary rule for  
for immediate consideration of the following resolution -  
SUSPENSION GRANTED.

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN GIZA , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
KWAK , TO WIT:

WHEREAS, the Town Board has heretofore received bids for the  
purpose of roofing reconstruction work on town-owned buildings, as follows:  
A.) Recreation Building, Police and Court Building, 525 Pavement Road, and  
B.) the Old Highway Garage, 3789 Walden Avenue, Lancaster, New York,

NOW, THEREFORE, BE IT

RESOLVED, that in accordance with the recommendation and report of  
Habiterre Associates, dated June 4, 1982, and filed with the Town Clerk,  
the contract for the roofing reconstruction of said town-owned buildings  
be and hereby is awarded to CARMODY ROOFING & SHEET METAL CO., INC.,  
123 Michigan Avenue, Buffalo, New York 14204, in the full amount of  
\$78,850, being the lowest responsible bid in accordance with the  
specifications on file with the Town Clerk, and

BE IT FURTHER

RESOLVED, that the Supervisor be and hereby is authorized and  
directed to execute the contract for same.

The question of the adoption of the foregoing resolution was duly  
put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA	VOTED YES
COUNCILMAN GIZA	VOTED YES
COUNCILMAN GRZYBOWSKI	VOTED YES
COUNCILMAN KWAK	VOTED YES
SUPERVISOR KEYSA	VOTED YES

~~and~~  
The resolution was thereupon unanimously adopted.

June 7, 1982

STATUS REPORT ON UNFINISHED BUSINESS:

1. Dumping Permit Application - Philip Antonicelli  
On June 3, 1982, the Planning Board recommended approval of this permit application with specific restrictions.
2. Dumping Permit Application - Walt's Tree Service  
On April 16, 1981, the Planning Board recommended denial of this application. On April 20, 1981, the Town Board returned this application to the Planning Board for further review and recommendation.
3. Public Improvement Permit Authorization - Countryside Subdivision, Phase 1 (Josela)  
The Town Board on October 1, 1979, authorized issuance of P.I.P. No. 75 (street lighting) and P.I.P. No. 76 (sidewalks) which have not yet been accepted by the Town Board. There is no retention pond associated with this subdivision.
4. Public Improvement Permit Authorization - Country View East Subdivision, Phase 1 (Marrano)  
On January 21, 1980, the Town Board authorized issuance of P.I.P. No. 77 (sidewalks) and No. 78 (street lighting) which have not yet been accepted by the Town Board. The retention pond has not yet been accepted but completion is secured by a Letter of Credit expiring on November 1, 1982.
5. Public Improvement Permit Authorization - Heritage Hills Subdivision, Phase 1  
The Town Board authorized issuance of P.I.P. No. 69 (street lighting) and P.I.P. No. 70 (sidewalks) which have not yet been accepted by the Town Board. The Town Board is awaiting maintenance security for P.I.P. No. 65 (retention pond) prior to acceptance.
6. Public Improvement Permit Authorization - Woodview Estates Subdivision  
The Town Board authorized issuance of P.I.P. No. 57 (sidewalks) and No. 58 (street lighting) which have not yet been accepted by the Town Board. There is no retention pond associated with this subdivision.
7. Rezone Petition - Michael Passucci  
On June 7, 1982, a Public Hearing was held on this matter and decision reserved.
8. Special Use Permit - Edward Andrzejewski  
On June 7, 1982, a Public Hearing was set on this matter for June 21, 1982.
9. Street Lighting - New Subdivisions  
On March 16, 1982, the Town Clerk wrote to the developers of Heritage Hills Subdivision, Country View East Subdivision, and Countryside Subdivision directing them to prepare their street light improvements for final inspection and acceptance by the Town Board.
10. Subdivision Approval - Lancaster Industrial Commerce Center  
On May 12, 1981, the N.Y.S. Dept. of Audit and Control acknowledged receipt of Water, Sanitary Sewer, and Drainage District applications.

STATUS REPORT ON UNFINISHED BUSINESS CONT'D.:

11. Subdivision Approval - Plumb Bottom Estates  
On June 1, 1981, this matter was presented to the Town Board and referred to the Planning Board for review and recommendation.
12. Traffic Study - Genesee Street and Ransom Road  
On July 13, 1981, the N.Y.S. Dept. of Transportation notified the Town Board that they will conduct this study as their caseload permits.
13. Traffic Study - Green Arrows at Central and Walden Avenues  
On March 20, 1982, the N.Y.S. Department of Transportation notified the Town Board that green arrows will be installed at this intersection.
14. Traffic Study - Speed Reduction on William Street  
On May 20, 1982, the N.Y.S. Department of Transportation reported that they are re-evaluating this matter as their caseload permits.

PERSONS DESIRING TO ADDRESS TOWN BOARD

Mr. Andrew Hrycho, 107 Erie Street, representing participants in the Town of Lancaster's Senior Citizens Program, complained about the lack of input that the local senior citizens have in establishing and governing senior citizen activities.

Mr. Hrycho and others also complained about the treatment they are receiving when complaints are made to Lorraine Yuzwak, the Senior Citizens Recreation Director.

Councilman Kwak invited Mr. Hrycho and four of four of his senior citizen associates to a meeting to be scheduled shortly between the Recreation Commission, the Recreation Committee, the Recreation Director, Lorraine Yuzwak, and representatives from the senior citizens community.

The purpose of this meeting would be to work out solutions to the exact problems and issues that Mr. Hrycho brought up this evening.



COMMUNICATIONS CONT'D.:DISPOSITION

354. Supervisor to Town Board - Request official creation of existing five part-time tutor positions at Youth Bureau.	R & F TOWN CLERK FOR RESOLU- TION 6/21/82
355. UMRA to Supervisor - The URMA News Journal for Spring 1982.	R & F
356. Town Clerk to Town Board - Resume of actions taken in regards to Town Board meeting held 5/17/82.	R & F
357. N.Y.S. Dept. of Transportation to Chief Administrative Law Judge - Recommendation of temporary certificate for the operation of bus line between Buffalo and Darien to D & F Transit, Inc.	R & F
358. Assessor to Town Board - Request that Thomas E. Kunz be promoted to Real Property Appraisal Technician.	SUPERVISOR
359. Twin Dist. Vol. Fire Co., Inc. to Town Clerk - Recommendation of new member to active membership roster.	R & F
360. Assessor to Town Board - Request permanent appointment of Diane Augustine to position of Supervising Tax Clerk.	R & F
361. Office of State Comptroller to Supervisor - Quarterly statement of Justice fees distribution for period ending 3/31/82.	R & F
362. Supervisor to County Dept. of Environment and Planning - Request correction of minutes of meeting held 4/29/82 by the Northeastern Communities Solid Waste Management Board.	R & F
363. Deputy Town Attorney to Town Board - Notification that resolution addressing suburban town status will be on agenda of Board meeting to be held 6/7/82.	R & F
364. Ambulance Board Chairman to Town Board - Request additions and deletions of members to LVAC.	R & F
365. Highway Supt. to Town Board - Request transfer of funds.	DEPUTY TOWN ATTORNEY HIGHWAY COMMITTEE
366. Supervisor to N.Y.S. Senator Walter J. Floss, Jr. - Expression of appreciation on findings related to report on small business.	R & F
367. Town Line Vol. Fire Dept., Inc. to Town Board - Recommendation of three new members to active roster.	R & F
368. County Dept. of Public Works, Div. of Highways, to Town Board - Referral of letter from Rose Pietruszewski requesting speed reduction on Bowen Rd. near William.	BLDG. INSPECTOR

COMMUNICATIONS CONT'D.:DISPOSITION

369. Deputy Town Attorney to Town Board - Transmittal of memorandum in support of legislation amending V & T Law to towns not claiming "suburban town" status.	R & F
370. Building Inspector to Town Board - Monthly report for May 1982.	R & F
371. N.Y.S. Office for the Aging to Supervisor - Explanation of operation of State aided recreation programs for elderly.	R & F
372. County Dept. of Environment and Planning to Supervisor - Request for items needed for funding of ECSD No. 4 Sanitary Sewer Project.	ATTORNEY ENGINEER
373. County Executive to Supervisor - Results of survey of local elected officials identifying important issues facing County.	R & F
374. Town Clerk to Supervisor - Notification of necessity to transfer funds into Election Budget due to increased Primary Day hours.	R & F
375. County Dept. of Senior Services to Supervisor - Status on Demonstration Clusters Program for Elderly.	R & F
376. UMRA to Supervisor - Notice of Annual Membership Meeting to be held at Buffalo on 6/2/82.	R & F
377. Supervisor to County Commissioner of Finance - Request application of variations in the sales tax revenues for past five months.	R & F
378. Lancaster Historical Society to Town Board - Recommendation of Dr. Harley Scott to position of Town Historian.	SUPERVISOR
379. L. William Paxson to Town Board - Transmittal of resolution adopted 5/21/82 regarding DEC's priority ranking of 300 sewer projects.	R & F
380. Deputy Town Attorney to Police Chief - Notification of reply from DOT regarding speed limit on William St.	R & F TWIN DIST VOL. FIRE DEPT.
381. Supervisor to Town Board Members and Town Officials - Notification of invitation to participate in the Memorial Day Parade to be held on 5/31/82.	R & F
382. County Dept. of Environment and Planning to Town Clerk - Transmittal of Joint Municipal Agreement for Solid Waste Management for review.	SOLID WASTE COMM.
383. County Dept. of Environment and Planning to Supervisor - Transmittal of 1980 Census data at tract level.	R & F

DISPOSITION

384. County Dept. of Environment and Planning to Supervisor - Transmittal of resolution adopted by Alden joining the Northeastern Communities Solid Waste Management Board with request that Board do same.	SOLID WASTE COMM. _____ _____ _____ _____ _____
385. Supervisor to Town Board Members - Request creation of three temporary laborers in Building Section.	R & F _____ _____ _____
386. County Executive to Supervisor - Comments regarding involvement of local communities in CD Program.	R & F _____ _____ _____
387. Building Inspector to Supervisor - Findings of research regarding dumping of hazardous waste during the 1940's.	R & F _____ _____ _____
388. Highway Supt. to Town Board - Notification of theft of wheel/rim combination from Galion Roller on 5/25/82.	R & F _____ _____ _____
389. Highway Supt. to Town Board - Notification of concurrence with Bldg. Inspector that Woodstream Dr. turnaround is no longer required and easement may be released.	ATTORNEY _____ _____ _____ _____
390. Highway Supt. to Town Board - Request direction regarding correction of drive approach damage resulting from sewer work performed at 21 W. Home Rd.	SUPERVISOR _____ _____ _____ _____
391. Town Clerk to Supervisor - Monthly report for May 1982.	R & F _____ _____ _____
392. D.C.O. to Town Board - Monthly report for May 1982.	R & F _____ _____ _____
393. Town of Evans to Supervisor - Transmittal of resolution adopted by Urban County Consortium members.	R & F SUPERVISOR _____ _____ _____
394. N.Y.S. Div. of Equalization and Assessment to Supervisor - Transmittal of Residential Assessment Ration to be used for assessment review proceedings.	R & F ASSESSOR _____ _____ _____ _____
395. Buildings Dept. Foreman to Supervisor and Chair., Buildings Committee - Report of work completed and work intended.	R & F _____ _____ _____ _____
396. County Dept. of Finance to Supervisor - Explanation of fluctuations in sales tax amounts on a monthly basis.	R & F _____ _____ _____ _____
397. The Chase Manhattan Bank to Supervisor - Request designation as depository institution for 1982-83.	R & F SUPERVISOR _____ _____ _____
398. Town Clerk to Town Board - Transmittal of bid tabulation sheet regarding roof reconstruction bid opening held 6/3/82.	R & F _____ _____ _____ _____

COMMUNICATIONS CONT'D.:DISPOSITION

399. N.Y.S. Dept. of Transportation to Town Clerk - Notification that Town has been apportioned money under CHIPS Program.	R & F
400. Youth Bureau to Supervisor - Request permission for Youth Counselor to attend Professional Development Workshop at Olean on 6/23-24/82.	R & F
401. Recreation Director to Town Board - Minutes from meeting held 5/20/82.	R & F
402. Supervisor to Town Board - Notification of various investments made during May 1982.	R & F
403. Bowmansville V.F.A. to Supervisor - Request installation of standard marking device over Ellicott Creek.	HIGHWAY COMM.
404. Association of Towns to Supervisor - Request support regarding CHIPS Program.	R & F
405. Highway Supt. to Town Board - Request Board's recommendation regarding drainage problem in Remwood and C Street area.	TOWN CLERK BLDG. INSP.
406. Planning Board to Town Board - Minutes from meeting held 6/2/82.	R & F
407. Planning Board to Town Board - Minutes from meeting held 5/19/82.	R & F
408. Planning Board to Town Board - Recommendation of approval of E. Andrzejewski Special Use Permit subject to restriction.	PUBLIC HEARING
409. Planning Board to Town Board - Recommendation of approval P. Antonicelli Dumping Permit with stipulation.	TOWN ATTORNEY FOR RESOLUTION
410. N.Y.S. Dept. of Transportation to Supervisor - Notification that Town has been apportioned money under CHIPS Program.	R & F
411. Town of Marilla to Supervisor - Notice of intent to issue Cable Television Franchise to Global Cable.	R & F
The Supervisor requested a suspension of the necessary rule for immediate consideration of the following communications - SUSPENSION GRANTED.	
412. Supervisor to Town Board - Recommendation that agreement for rental of engineering copier be entered into.	TOWN CLERK FOR RESOLUTION
413. Habiterria Associates to Supervisor - Comments and recommendation regarding roofing reconstruction bids received.	TOWN CLERK FOR SUSPENDED RESOLUTION
414. Jameson Roofing Co., Inc. to Supervisor - Request withdrawal of bid and return of bid bond regarding roofing reconstruction.	TOWN CLERK FOR SUSPENDED RESOLUTION
415. Deputy Town Attorney to Supervisor - Notification that employment of minors is not illegal.	RECREATION DIR.

COMMUNICATIONS CONT'D.:

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DISPOSITION

416. Mechanic/Foreman to Town Board -  
Request purchase of Dump Truck under State  
bid and request authorization to prepare  
specs for purchase of two 1982 Pick Up  
Trucks.

SUPERVISOR  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

ADJOURNMENT:

ON MOTION OF COUNCILMAN CZAPLA, AND SECONDED BY THE ENTIRE TOWN  
BOARD AND CARRIED, the meeting was adjourned at 11:15 P.M. out of respect to:

LEO PACANOWSKI ✓

Signed

Robert P. Thill

Robert P. Thill, Town Clerk